

**MINUTES
MONTEREY PARK CITY COUNCIL
SUCCESSOR AGENCY (SA)
REGULAR MEETING
APRIL 1, 2015**

The City Council of the City of Monterey Park held a Regular Meeting of the Council in the Council Chamber, located at 320 West Newmark Avenue in the City of Monterey Park, Wednesday, April 1, 2015 at 7:01 p.m.

The minutes include items considered by the City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency, which dissolved February 1, 2012. Successor Agency matters will include the notation of "SA" next to the Agenda Item Number.

CALL TO ORDER:

Mayor Liang called the meeting to order at 7:01 p.m.

FLAG SALUTE:

The Monterey Park Fire Explorers led the flag salute.

ROLL CALL:

City Clerk Vincent Chang called the roll:

Council Members Present: Lam, Real Sebastian, Ing, Chan, Liang

Council Members Absent:

ALSO PRESENT: Assistant City Attorney Berger, City Treasurer Leon, Public Works Director/Assistant City Manager Bow, Police Chief Smith, Fire Chief Haberle, Human Resources Director Cody, Community and Economic Development Director Huntley, Management Services Director Thai, Recreation and Community Services Director Costley, City Librarian Arvizu, Controller Yaung, Assistant City Engineer Ray Alfonso.

AGENDA ADDITIONS, DELETIONS, CHANGES AND ADOPTIONS

None.

1. PRESENTATIONS:

None.

ORAL AND WRITTEN COMMUNICATIONS

- Sarkis Antonian, spoke in recognition of the 100th Anniversary of the Armenian Genocide on April 24, 2015. He also expressed his concerns for the upcoming additional housing projects around Monterey Park, including the three new hotels and the Olson Urban Housing project.

- Rachel Rodriguez, the ambassador of Donate Life for the City of Monterey Park, along with other cities throughout Southern California, spoke in support of National Donate Life Month in honor of her grandson Malaikye's story and became an organ donor after a tragic accident took his life. Rachel also expressed her gratitude to Mayor Pro Tem Chan and Council Member Ing for their support for Donate Life.

- Larry Sullivan, Head of Fundraising for the Special Olympics Host Town Monterey Park 2015, announced that April 1, 2015 was the kick off of the fundraising projects, which included Special Olympics wristbands, fundraiser events, participation in the City of Monterey Park events, volunteering and many other opportunities from now until July 2015, which will support the Special Olympics.

- Andre Ransons, a resident of Monterey Park who owns residential rental properties in various locations around the city, complained about the Code Enforcement Department in regards to violations that he had been cited for. He disagreed with the citations and the conduct of the Code Enforcement Officer and Supervisor.

- David Barron, announced that Eco Harmony, Harmony Youth Group, LAMP Optimist and Trinity Church will host an Easter Egg Hunt on Saturday, April 4, 2015, in front of the Monterey Park City Hall. He also requested the City of Monterey Park begin taking action on the drought and water conservation, in highlight of Governor Brown's announcement for cities throughout California to reduce water consumption by 25%. In addition, David announced that he will be forming a new Business and Visitor's Council in Monterey Park at El Encanto, which will provide visitors and residents with information on local things to do, upcoming events, and hospitality around the city, including places for lodging and dining.

Police Chief Jim Smith, announced a few upcoming programs with the Monterey Park Police Department, including the 1st *Coffee with a Cop* meet and greet on Tuesday, April 7, 2015 from 9:00-11:00 a.m. at Starbucks in Atlantic Time Square at 500 N. Atlantic Blvd. which will give residents an opportunity to meet and chat with the Monterey Park Police Officers, a Low Cost Vaccination and Licensing Clinic for dogs and cats, in conjunction with Los Angeles County Department of Animal Control will take place on Saturday, April 11, 2015 at George Elder Park and he also announced that beginning on April 29, 2015 L.A. County Department of Animal Control will be canvassing the city for unlicensed dogs and cats.

2. **SUCCESSOR AGENCY TO THE FORMER COMMUNITY REDEVELOPMENT AGENCY (SA) CONSENT CALENDAR ITEM NOS. 2A**

Matters listed under consent calendar are considered to be routine, ongoing business and are enacted by one motion unless specified.

Action Taken: The City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency approved and adopted Item No. 2A and reading resolutions and ordinances by title only and waiving further reading thereof.

Motion: Moved by Council Member Real Sebastian and seconded by Mayor Pro Tem Chan, motion carried by the following vote:

Ayes:	Council Members:	Lam, Real Sebastian, Ing, Chan, Liang
Noes:	Council Members:	None
Absent:	Council Members:	None
Abstain:	Council Members:	None

2A. WARRANT REGISTER FOR SUCCESSOR AGENCY TO THE FORMER COMMUNITY REDEVELOPMENT AGENCY OF APRIL 1, 2015

It is required that the City Council (acting on behalf of the Successor Agency) approve all disbursements. Disbursements will be made from the funds referenced in the attached Resolution in Warrants numbered 273-275.

Action Taken: The City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency approved payment of warrants and adopt Resolution No. SA-92 of the Successor Agency to the former Monterey Park Redevelopment Agency allowing certain claims and demands per warrant register dated April 1, 2015 totaling \$194.48 and specifying the funds out of which the same are to be paid on Consent Calendar.

Resolution SA-92, entitled:

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE FORMER COMMUNITY REDEVELOPMENT AGENCY (SA) ALLOWING CERTAIN CLAIMS AND DEMANDS PER WARRANT REGISTER DATED 1ST DAY OF APRIL 2015 TOTALING \$194.48 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

This is the end of Successor Agency (SA) items.

3. CITY OF MONTEREY PARK CONSENT CALENDAR CONSISTS OF ITEM NOS. 3A-3C

Matters listed under consent calendar are considered to be routine, ongoing business and are enacted by one motion unless specified.

Action Taken: The City Council approved and adopted Item Nos. 3A-3C and reading resolutions and ordinances by the title only and waiving further reading thereof.

Motion: Moved by Council Member Real Sebastian and seconded by Pro Tem Chan, motion carried by the following vote:

Ayes:	Council Members:	Lam, Real Sebastian, Ing, Chan, Liang
Noes:	Council Members:	None
Absent:	Council Members:	None
Abstain:	Council Members:	None

3A. WARRANT REGISTER FOR THE CITY OF MONTEREY PARK OF APRIL 1, 2015

It is required that the City Council approve all disbursements. Disbursements will be made from the funds referenced in the attached Resolution in Warrants numbered 303250-303550.

Action Taken: The City Council approved payment of warrants and adopted Resolution No. 11723 allowing certain claims and demands per Warrant Register dated April 1, 2015 totaling \$1,160, 214.59 and specifying the funds out of which the same are to be paid on Consent Calendar.

Resolution No. 11723, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK, CALIFORNIA ALLOWING CERTAIN CLAIMS AND DEMANDS PER WARRANT REGISTER DATED 1ST DAY OF APRIL 2015 TOTALING \$1,160,214,059 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

3B. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK DECLARING THE MONTH OF APRIL AS NATIONAL DONATE LIFE MONTH TO HELP ENCOURAGE AMERICANS TO REGISTER AS ORGAN, EYE AND TISSUE DONORS AND TO CELEBRATE THOSE THAT HAVE SAVED LIVES THROUGH THE GIFT OF DONATION

National Donate Life Month promotes awareness and encourages registration as organ, eye and tissue donors as well as honors those individuals that have saved lives through donation.

Donate Life America, founded in 1992 as the Coalition on Donation, is a nonprofit association of national organizations and local partnerships in the United States dedicated to educating the public about organ, eye and tissue donation. National Donate Life Month was established by Donate Life America and its joint affiliations in 2003. Donate Life and Associates are responsible for facilitating high-performing donor registries; developing and executing effective multi-media donor education programs; and motivating the American public to register as organ, eye and tissue donors.

There are currently 123,276 candidates on the waiting list. There were 29,533 transplants done between January and December 2014. Every ten minutes another name is added to the National Organ Transplant Waiting List. Approximately 21 people die each day because an organ was not available for them. This year, the official artwork for the 2015 National Donate Life Month is spring showers and the symbol of an umbrella. It is to remind us how we have an opportunity to play the role of the umbrella, or person holding it, for others in need. Registered donors offer new life and hope to those waiting for transplants. April 17th is recognized as National Donate Life Blue & Green Day. During this day, the public is encouraged to wear blue and green and hold events to spread awareness about organ, eye and tissue donation and transplantation.

Action Taken: The City Council adopted Resolution No. 11724 declaring the month of April as National Donate Life Month on Consent Calendar.

Resolution No. 11724, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK DECLARING THE MONTH OF APRIL AS NATIONAL DONATE LIFE MONTH TO HELP ENCOURAGE AMERICANS TO REGISTER AS ORGAN, EYE AND TISSUE DONORS AND TO CELEBRATE THOSE THAT HAVE SAVED LIVES THROUGH THE GIFT OF DONATION

3C. AT-RISK YOUTH EMPLOYMENT PLAN FOR CASCADES WATERFALL REHABILITATION AND EDISON TRAILS PARK IMPROVEMENTS

On March 25, 2014, Los Angeles County Supervisor Gloria Molina awarded the City \$480,000 in Safe Neighborhood Parks Proposition of 1996 (Proposition A) grant funds to rehabilitate the Cascades Waterfall (\$400,000) and complete park improvements at Edison Trails (\$80,000). The rehabilitation work at Cascades Waterfall involves the repair, resealing and recoating of the waterfall pools; replacement of the pool lighting system; overhaul of the water circulation system; repairs to the surrounding walkways; and new landscaping. The park improvements at Edison Trails involve the installation of split-rail fencing, drinking fountains, benches, trash receptacles, informational kiosks, and new landscaping.

A requirement of the Proposition A funding is the employment of At-Risk Youth. Elements of the project that may feasibly be performed by at-risk youth include weeding and watering the new landscape areas at both the Cascades Waterfall and Edison Trails, and upkeep of the new amenities at Edison Trails for a six month period.

The City proposes to contract with the San Gabriel Valley Conservation Corps to provide local youth in conformance with the Los Angeles County Regional Park and Open Space District's (District) definition of "at-risk youth." The youth that will perform the work will be residents of Monterey Park. The SGV Conservation Corps is a local program that helps youth ages 16-24 develop skills and self-confidence. All work performed by the youth will be supervised by adult leaders who are skilled in tree planting and trained mentors.

Action Taken: The City Council (1) approved the At-Risk Youth Employment Plan and; (2) authorized the City Manager to execute an agreement, in a form approved by the City Attorney, with the San Gabriel Valley Conservation Corps on Consent Calendar.

4. PUBLIC HEARING

4A. CONTINUATION OF PUBLIC HEARING FOR ADOPTION OF A RESOLUTION UPDATING THE MASTER SCHEDULE OF FEES, FINES AND CHARGES

Staff is recommending that the matter be continued to ensure all interested institutional parties are notified regarding the public hearing.

Public Speakers/Written Communication:
None

Action Taken: The City Council (1) opened the public hearing at 7:45 p.m. to consider adopting a new fee schedule and; (2) Continued the public hearing until April 15.

Motion: Moved by Council Member Real Sebastian and seconded by Mayor Pro Tem Chan, motion carried by the following vote:

Ayes: Council Members: Lam, Real Sebastian, Ing, Chan, Liang
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

4B. A DRAFT ORDINANCE AMENDING REGULATIONS AFFECTING THE NUMBER OF ROOMS THAT MAY BE LEASED IN SINGLE FAMILY DWELLING UNITS; PROVIDING A DEFINITION OF A BOARDING HOUSE; AND UPDATING OTHER PARTS OF THE MONTEREY PARK MUNICIPAL CODE TO PRESERVE RESIDENTIAL NEIGHBORHOODS AND PROTECT PUBLIC HEALTH AND SAFETY

There has been an increase in the number of complaints from the community regarding non-permitted boarding houses, rooming houses and what may also be referred to as residential motels. Individuals have taken single-family homes, condominiums and apartment units and converted them into a commercial enterprise whereby individuals rent a room or a place on the floor for overnight lodging. In most cases, there are many individuals residing under one roof far exceeding the typically occupancy for a residential use. These short-term tenants may only stay for one night, a week, or even a few months and have little interest in public agencies or the welfare of its citizenry as they do not participate in local government and community organizations that strengthen a City and its residents.

Due to overcrowding and health and safety concerns, staff is recommending a code amendment to the Monterey Park Municipal Code affecting the number of rooms that may be leased in single-family dwelling units; providing a definition of a boarding house; and updating other parts of the Monterey Park Municipal Code to preserving the residential character of neighborhoods throughout the city. Although the Municipal Code currently has provisions that attempt to address issues related to a boarding house, the reoccurrence of non-permitted boarding houses demonstrates that necessary to preserve residential neighborhoods throughout the community and bring the City's land use regulations into conformance with applicable federal and state laws. Exempt per CEQA Guidelines §§ 15301, 15305, and 15308.

Public Speakers/Written Communication:

- Sarkis Antonian, expressed his disapproval of the City Council's decision to approve additional housing to be built in the City of Monterey Park with specific complaints about multi-unit housing.
- David Barron, opposed the ordinance, stating that it currently does not include provisions for Youth Hostels, Senior Hostels, or Bed and Breakfast. He questioned the City Council and staff how the ordinance will be enforced.
- Theresa Amador, a resident of Monterey Park, encouraged City Council to support and maintain the integrity of the R1 Zones within the city.

Action Taken: The City Council (1) opened the public hearing at 7:47 p.m.; (2) Took documentary and testimonial evidence; (3) closed public hearing at 9:16 p.m. and considered the draft ordinance; (4) introduced and waived first reading of the ordinance and schedule the second reading and adoption for May 6, 2015 and; (5) approved staff recommendation as amended in the ordinance as follows, Section 3 specify and add "three or more" separate rental agreements; Section 6 define "common areas" as "everything other than bedrooms" and; provide an outreach program to potential users of Boarding Houses on their rights at the next City Council Meeting.

Motion: Moved by Council Member Real Sebastian and seconded by Council Member Ing, motion carried by the following vote:

Ayes:	Council Members:	Lam, Real Sebastian, Ing, Chan, Liang
Noes:	Council Members:	None
Absent:	Council Members:	None
Abstain:	Council Members:	None

RECESSED AND RECONVENED

The City Council recessed at 9:16 p.m. and reconvened with all council members present at 9:26 p.m.

4C. CITY OF MONTEREY PARK 2015-2019 CONSOLIDATED PLAN, 2015-2016 ANNUAL ACTION PLAN, AND 2015 ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE

The U.S. Department of Housing and Urban Development provides funding to states, counties and cities in the form of Community Development Block Grant (CDBG) and Home Investment Partnerships (HOME) funds. Since the City of Monterey Park is an Entitlement City, the City is eligible to receive both CDBG and HOME funds which it has for many years.

Before Monterey Park can receive these funds, federal regulations require that a Consolidated Plan (i.e., five year plan) be adopted by the City that serves as the federal planning document for those jurisdictions receiving Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) Program funds. Since the City of Monterey Park receives CDBG and HOME funds, it is necessary to prepare and adopt the next Five-Year Consolidated Plan (PY 2015-2019) and the accompanying Analysis of Impediments to Fair Housing Choice (AI). The process includes the collecting public comments, analyzing community needs, assessing budgetary constraints and program delivery is nearing completion.

In addition, federal regulations also require the adoption of a One Year Annual Plan to the Consolidated Plan that operates on a single program year established by the City (i.e., July 1, 2015 through June 30, 2016). As part of the preparation of the draft Consolidated Plan, this year's Annual Action Plan is also being prepared for consideration by the City Council.

The City is required to hold two public hearings, the first to solicit public input before the final Five Year Consolidated Plan and One Year Action Plan are finalized and submitted to City Council for consideration. The second public hearing is intended to be the formal meeting where the Council considers adoption of the both documents. The item being considered by the City Council is the first of the two public hearing. Not a "project" that requires environmental review (see specifically CEQA Guidelines § 15378(b)(4-5)).

Action Taken: The City Council (1) opened the advertising public hearing at 9:26 p.m. took public testimony; and closed the public hearing at 9:56 p.m. concerning the Consolidated Plan, Annual Action Plan, and Analysis of impediments to Fair Housing Choice (AI) and; (2) announced that a second public hearing is scheduled for May 6, 2015 at 7:00 pm in the City Council Chambers, City Hall.

Motion: Moved by Mayor Pro Tem Chan and seconded by Council Member Real Sebastian, motion carried by the following vote:

Ayes:	Council Members:	Lam, Real Sebastian, Ing, Chan, Liang
Noes:	Council Members:	None
Absent:	Council Members:	None
Abstain:	Council Members:	None

5. **UNFINISHED BUSINESS:**
None.

6. **NEW BUSINESS**

6A. **RESOLUTION DECLARING EMERGENCY AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO REHABILITATE WELL #15 WITHOUT NEED FOR BIDDING**

On January 17, 2014, Governor Jerry Brown declared a statewide emergency because of California's unprecedented drought. Most reports note that this is the worst drought California has experienced in more than 150 years (since precipitation levels were first recorded). The drought has affected the supply of potable water throughout California including, without limitation, the City of Monterey Park. The City has multiple wells that extract water from the Main San Gabriel water basin. Well #15 is critical to the City's water production. The drop in water levels within the San Gabriel water basin is resulting in an immediate threat to public health and safety by affecting Well #15's ability to pump potable water and help reduce contamination. The project is exempt from review under the CEQA Guidelines § 15269(b) because the emergency purchase and related work for the Plant is necessary to maintain service essential to the public health and welfare.

Action Taken: The City Council (1) adopted Resolution No. 11725 upon 4/5 vote that an emergency exists and authorizing the City Manager, or designee, to by-pass bidding requirements in order to rehabilitate Well No. 15 as amended to change Section 1F from "500 feet" to "250 feet"; (2) authorized the City Manager, or designee,

to execute an agreement, in a form approved by the City Attorney, with General Pump Company to rehabilitate Well #15 and; (3) authorized staff to complete this process on an as-needed basis from this certified vendor throughout the 2015 year.

Motion: Moved by Mayor Pro Tem Chan and seconded by Mayor Liang, motion carried by the following vote:

Ayes: Council Members: Lam, Real Sebastian, Ing, Chan, Liang
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

Resolution No. 11725, entitled:

A RESOLUTION ADOPTED PURSUANT TO PUBLIC CONTRACTS CODE § 20168 FINDING THAT AN EMERGENCY EXISTS WITHIN THE CITY AND AUTHORIZING CONTRACTING WITHOUT THE NEED FOR BIDDING PURSUANT TO § 22050.

EXTENSION OF COUNCIL MEETING

Action Taken: The City Council made a motion to extend the City Council Meeting to 11:30 p.m.

Motion: Moved by Council Member Ing and seconded by Council Member Real Sebastian, motion carried by the following vote:

Ayes: Council Members: Lam, Real Sebastian, Ing, Chan, Liang
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

6B. EMERGENCY REPAIRS TO THE SINK HOLE, WATER MAIN, AND SEWER PIPE LOCATED AT 128 N. GARFIELD AVENUE

On March 23, 2015, the Water Division responded to a water leak at 128 N. Garfield. Upon digging up the leak and repairing the water service, a sink hole was discovered. Street Maintenance and Engineering Staff responded and determined that the sink hole, sewer mainline and lateral pipe needed to be repaired to prevent further undermining of the roadway. Staff is requesting that City Council accept the repairs and make final payment to Doty Brothers based on the final accounting of the repair work estimated at \$60,000. The project is exempt from review under the CEQA Guidelines § 15269(b) because the emergency purchase and related work for the Plant is necessary to maintain service essential to the public health and welfare.

Action Taken: Council Member Lam declared a potential conflict of interest and recused himself as his business, Hong Kong Supermarket is located at 127 N. Garfield Avenue, directly across the street from the water leak site at 128 N. Garfield Avenue. The City Council (1) adopted Resolution No. 11726 that found that an emergency exists within the City and authorized contracting without the need for

bidding pursuant to Public Contracts Code §§ 20168 and 22050; (2) authorized the City Manager, or designee, to execute a public works contract, in a form approved by the City Attorney, with Doty Brothers; and (3) authorized the City Manager, or designee, to accept the repairs completed by Doty Brothers and make final payment to Doty Brothers based on the final accounting of the repair work estimated at \$60,000.

Motion: Moved by Mayor Pro Tem Chan and seconded by Council Member Real Sebastian, motion carried by the following vote:

Ayes: Council Members: Real Sebastian, Ing, Chan, Liang
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: Lam

Resolution No. 11726, entitled:

A RESOLUTION ADOPTED PURSUANT TO PUBLIC CONTRACTS CODE § 20168 FINDING THAT AN EMERGENCY EXISTS WITHIN THE CITY AND AUTHORIZING CONTRACTING WITHOUT THE NEED FOR BIDDING PURSUANT TO § 22050 AND MONTEREY PARK MUNICIPAL CODE ("MPMC") CHAPTER 2.52 AND FINDING THAT THE PROJECT IS EXEMPT FROM REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AS AN EMERGENCY REPAIR.

6C. EMERGENCY REPAIRS TO WATER MAIN AND ROADWAY ON EL REPETTO DRIVE BETWEEN ATLANTIC BOULEVARD AND LOMA VERDE STREET

On March 25, 2015, the Water Division responded to a water main break on El Repetto Drive between Atlantic Boulevard and Loma Verde Street. Crews from the Water Division initiated water main repairs and service was restored that evening. Subsequent damage to the roadway required immediate attention. All American Asphalt, the contractor currently working on the City's project at La Loma Park parking lot was called in to complete the emergency roadway repairs. Staff is requesting that City Council accept the repairs and make final payment to All American Asphalt based on the final accounting of the repair work estimated at \$125,000. Attached is the City Manager's administrative declaration of emergency. The project is exempt from review under the CEQA Guidelines § 15269(b) because the emergency purchase and related work for the Plant is necessary to maintain service essential to the public health and welfare.

Action Taken: The City Council (1) adopted Resolution No. 11727 that found that an emergency exists within the City and authorizing contracting without the need for bidding pursuant to Public Contracts Code §§ 20168 and 22050; (2) authorized the City Manager, or designee, to execute a public works contract, in a form approved by the City Attorney, with All American Asphalt; (3) authorized the City Manager, or designee, to accept the repairs completed by All American Asphalt and make final payment to All American Asphalt based on the final accounting of the repair work estimated at \$125,000; and (4) appropriated \$125,000 from the Water Operation Fund.

Motion: Moved by Mayor Liang and seconded by Mayor Pro Tem Chan, motion carried by the following vote:

Ayes: Council Members: Lam, Real Sebastian, Ing, Chan, Liang
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

Resolution No. 11727, entitled:

A RESOLUTION ADOPTED PURSUANT TO PUBLIC CONTRACTS CODE § 20168 FINDING THAT AN EMERGENCY EXISTS WITHIN THE CITY AND AUTHORIZING CONTRACTING WITHOUT THE NEED FOR BIDDING PURSUANT TO § 22050 AND MONTEREY PARK MUNICIPAL CODE CHAPTER 2.52 AND FINDING THAT THE PROJECT IS EXEMPT FROM REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AS AN EMERGENCY REPAIR.

6D. MORATORIUM ON "VAPING STORES"

On October 1, 2014, the City Council adopted an urgency ordinance temporarily prohibiting the City from issuing permits for the construction or operation of "vaping stores." A copy of the October 1st staff report and urgency ordinance are attached for reference. As noted in the October staff report and urgency ordinance, the City Council is concerned that Monterey Park would receive an influx of vaping stores because neighboring jurisdictions adopted their own moratoria regarding this land use. In particular, the City Council was concerned that the Monterey Park Municipal Code ("MPMC") did not adequately regulate vaping and electronic cigarette sales. The City Council believed that without additional regulation, public health and safety would be adversely affected by the use of electronic cigarettes.

Given the City Council's expressed interest in this matter, staff is presenting a new interim ordinance for City Council consideration. If adopted by a 4/5 vote, the interim ordinance would be effective for 45 days; the City Council could extend the effective date for an additional 22 months and 15 days. The maximum length of time that a moratorium can be in effect is three years. Categorically exempt per CEQA Guidelines §§ 15301, 15303, 15304(e), 15305, and 15311. Also exempt from review under CEQA pursuant to CEQA Guidelines § 15061(b)(3) because the Ordinance is for general policies and procedure-making.

Public Speakers/Written Communication:

- Primo Castro, expressed his support of the moratorium on behalf of the American Cancer Society Action Network the City Council's. He also invited the Council to *Relay for Life* on Saturday, April 11, 2015 from 11am-11pm at Barnes Park.

- Father Jack Kearney, an Master's level addiction counselor from the Family Intervention Center, opposed the ordinance and moratorium stating that electronic cigarettes and vaping is a safe alternative to cigarette cessation.

Action Taken: The City Council (1) adopted an Urgency Ordinance No. 2117 upon a 4/5 vote to temporarily prohibit the City from issuing permits to allow the construction or operation of "vaping stores" as defined in the draft ordinance.

Motion: Moved by Council Member Real Sebastian and seconded by Council Member Ing, motion carried by the following vote:

Ayes: Council Members: Lam, Real Sebastian, Ing, Chan, Liang
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

Ordinance No. 2117, entitled:

AN INTERIM ORDINANCE PROHIBITING PERMITS FOR CONSTRUCTION OR PLACEMENT OF VAPING STORES WITHIN THE CITY'S JURISDICTION TO CONSIDER AMENDING THE MONTEREY PARK MUNICIPAL CODE.

7. COUNCIL COMMUNICATIONS AND MAYOR/COUNCIL AND AGENCY MATTERS

Council Member Lam had nothing to report.

Council Member Real Sebastian reported that she attended the meetings for San Gabriel Valley Council of Governments and Southern California Association of Governments. She also participated in the Monterey Park Women's Club's Fashion Show. Then she mentioned that she read incorrect information in the Monterey Park Cascades Newspaper in regards to the March 4, 2015 City Council Meeting, Item No. 3H Dial-A-Ride Pilot Program, and clarified that the services are open to all senior residents, not only the ones who are not within walking distance of the Spirit Bus. She also stated that in the Cascades, Item No. 4A Public Hearing, did not specify that it was a public hearing regarding the Los Angeles County Weed Abatement list. Council Member Real Sebastian wished everyone a Happy Easter.

Council Member Ing reported on attending the Monterey Park Women's Club Fashion Show. He thanked the Mark Keppel Girls Varsity Basketball Team for making it to the CIF Championship Finals.

Mayor Pro Tem Chan wished everyone a Happy Easter and invited them to join the Easter Egg Hunt on Saturday, April 4, 2015.

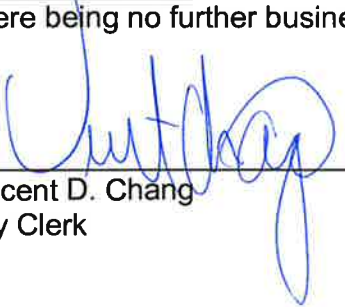
Mayor Liang reported that the first Public Service Announcement (P.S.A.) about Fire Safety with the Monterey Park Fire Department and the Boy Scouts Troop 329 had been produced and will be airing soon on our Cable channel MPK-TV and the YouTube Channel.

8. **CLOSED SESSION**

None.

ADJOURNMENT

There being no further business for consideration, the meeting was adjourned at 11:30 p.m.



Vincent D. Chang
City Clerk